

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

FILED  
1/31/22 1:25 pm  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA

IN RE: CASE NO 21-70008-JAD

Gregory L Miller, and Tamara L Miller,  
Debtor(s). Chapter 13

Gregory L Miller, and Tamara L Miller,  
Movant, Related to Doc. No. 22, 59, 73, and 76  
Doc. # 77

vs.  
Ronda J. Winnecour, Chapter 13  
Trustee,  
Respondent(s).

**CONSENT ORDER OF COURT DISMISSING BANKRUPTCY CASE AND PROVIDING  
FOR DISPOSITION OF SALE PROCEEDS**

WHEREAS, at the January 27, 2022, conciliation conference on the Debtor(s) January 29, 2021, Chapter 13 Plan, the Debtor(s) requested dismissal of their case without prejudice;

WHEREAS, Trustee consents to dismissal without prejudice;

WHEREAS, the Trustee is holding \$4,793.78 in net sale proceeds from the sale of 33 Bigler Road approved at Doc 59, which proceeds were, in the Sale Order, to be disbursed to unsecured creditors;


WHEREAS, the parties (Debtor(s) and Trustee) agree that under the facts and circumstances of this case, the case should be dismissed and the balance on hand should be distributed to unsecured creditors.

AND NOW THEREFORE, the Debtor(s) and Trustee agree as follows:

1. In accordance with the authority of 11 U.S.C. §349(b), notwithstanding the dismissal of the case, the Trustee shall retain possession of the \$4,793.78 in net sale proceeds, and shall, after deduction of Trustee fees, distribute the funds as follows: (a) first, \$905.73 to the Pa. Dept of Revenue on account of its priority claim at Proof of Claim #10; and (b) then pro rata to the remaining allowed general unsecured

creditors (those being LVNV Funding (Cl # 8) and Pa Dept of Revenue (Cl #10)) so far as the funds will go.

2. Subject to the terms and conditions of this Order, the case is dismissed without prejudice.



U. S. Bankruptcy Judge <sup>jsf</sup>  
Jeffery A. Deller

Agreed and consented to:

/s/ Owen Katz  
Owen Katz, Esquire,  
Attorney for Chapter 13 Trustee  
US Steel Tower – Suite 3250  
600 Grant St.  
Pittsburgh, PA 15219  
(412) 471-5566  
E-mail: [okatz@chapter13trusteewdpa.com](mailto:okatz@chapter13trusteewdpa.com)  
**Attorney for Trustee**

/s/ Kenneth P. Seitz  
Kenneth P. Seitz, Esquire  
P.O. Box 211  
Ligonier, PA 15658  
(814) 536-7470  
[TheDebtErasers@aol.com](mailto:TheDebtErasers@aol.com)  
**Attorney for the Debtor(s)**

In re:  
Gregory L Miller  
Tamara L Miller  
Debtors

Case No. 21-70008-JAD  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0315-7  
Date Rcvd: Jan 31, 2022

User: auto  
Form ID: pdf900

Page 1 of 2  
Total Noticed: 16

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 02, 2022:

Recip ID	Recipient Name and Address
db/jdb	+ Gregory L Miller, Tamara L Miller, 510 Mease Road, Osceola Mills, PA 16666-8726
r	Jeffrey Holtz, Holtz and Associates Real Estate, LLC, S. Logan Boulevard, Suite 1, Altoona, PA 16602
15328689	+ Ditech, 1501 N. Plano Road, Suite 100, Richardson, TX 75081-2493
15328690	+ M & T Bank Mortgage, Po Box 900, Millsboro, DE 19966-0900
15328691	+ Mark G. Claypool, Esquire, Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501-1410
15328692	Penn State Fcu, University Park, State College, PA 16801
15337042	+ Penn State Federal Credit Union, 1937 N. Atherton Street, State College, PA 16803-1523

TOTAL: 7

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: BANKRUPTCY@BANKCNB.COM	Jan 31 2022 23:41:00	CNB Bank, 31 South Second Street, PO Box 42, Clearfield, PA 16830-0042
cr	+ Email/PDF: rmscedi@recoverycorp.com	Jan 31 2022 23:41:24	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15328688	+ Email/Text: BANKRUPTCY@BANKCNB.COM	Jan 31 2022 23:41:00	CNB Bank, 101 Industrial Park Road, Clearfield, PA 16830-6017
15331877	+ Email/Text: BANKRUPTCY@BANKCNB.COM	Jan 31 2022 23:41:00	CNB Bank, P.O. Box 42, 31 S. Second Street, Clearfield, PA 16830-2355
15328687	+ Email/PDF: AIS.cocard.ebn@aisinfo.com	Jan 31 2022 23:41:23	Capital One Bank Usa N, Po Box 31293, Salt Lake City, UT 84131-0293
15334164	Email/PDF: resurgentbknofications@resurgent.com	Jan 31 2022 23:41:15	LVNV Funding, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
15335570	Email/Text: camanagement@mtb.com	Jan 31 2022 23:40:00	M&T Bank, P.O. Box 840, Buffalo, NY 14240-0840
15380029	+ Email/Text: RVSVCBICNOTICE1@state.pa.us	Jan 31 2022 23:40:00	Pennsylvania Department of Revenue, Bankruptcy Division PO BOX 280946, Harrisburg, PA 17128-0946
15329076	+ Email/PDF: gecsed@recoverycorp.com	Jan 31 2022 23:41:18	Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021

TOTAL: 9

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		M&T BANK

District/off: 0315-7

User: auto

Page 2 of 2

Date Rcvd: Jan 31, 2022

Form ID: pdf900

Total Noticed: 16

TOTAL: 1 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

## NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 02, 2022

Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 31, 2022 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor M&T BANK bnicholas@kmlawgroup.com
Kenneth P. Seitz	on behalf of Debtor Gregory L Miller thedebterasers@aol.com
Kenneth P. Seitz	on behalf of Joint Debtor Tamara L Miller thedebterasers@aol.com
Maria Miksich	on behalf of Creditor M&T BANK mmiksich@kmlawgroup.com
Mark G. Claypool	on behalf of Creditor CNB Bank mclaypool@kmgslaw.com knoxbank@hotmail.com;chartle@kmgslaw.com;aklus@kmgslaw.com
Office of the United States Trustee	ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteewdpa.com

TOTAL: 7